

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	:	
	:	Confirmation No. 3314
Gerald Cagle et al.	:	
	:	Group Art Unit: 1618
Application No. 10/715,055	:	
	:	Examiner: Fay, Zohreh A.
Filed: November 17, 2003	:	
	:	Atty Dkt No.: 007109.00001
For: METHOD OF TREATING	:	
OPHTHALMIC INFECTIONS WITH	:	
MOXIFLOXACIN COMPOSITIONS	:	

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

This paper is submitted in response to the non-final Office Action dated August 27, 2007, for which the period for response has been extended three months, *i.e.*, up to and including February 27, 2008, by the Request for Extension of Time filed concurrently herewith. A Declaration of Geoffrey Owen, Ph.D. under 37 C.F.R. § 1.132 (hereinafter "Owen Declaration") accompanies this submission.

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.